

The Georgia Board of Examiners of Licensed Practical Nurses met in Conference Room 104 of the Professional Licensing Boards Division of the Georgia Secretary of State, located at 237 Coliseum Drive, Macon, Georgia 31217.

WEDNESDAY, DECEMBER 16, 2013

MEMBERS PRESENT

Kellie R. Lockwood, RN, MSN, Chair
Fredettena "Tina" Fletcher, LPN, Vice Chair
Amy Hooper, LPN
Krista Andrea Phipps, LPN

MEMBERS ABSENT

Lisa Hedenstrom, RN
Patricia Z. Marshall, LPN, NAAC

STAFF PRESENT

James Cleghorn, Executive Director
Janet Jackson, Assistant Attorney General

Ms. Lockwood called the meeting to order at 9:00 a.m. on Wednesday, December 16, 2013. A quorum to conduct disciplinary matters was determined to exist.

PERSONAL APPEARANCE

KH-LPNI140072

VISITORS PRESENT (Visitors are excused unless scheduled for personal appearances during Executive Session.)

Terri Weaver Dianna Seagraves

EXECUTIVE DIRECTOR'S REPORT

Mr. Cleghorn reported on the following administrative items:

- Status report on applications, complaints/compliance and final dispositions for October 2013 and November 2013
- CORE Reports
- NCSBN Mid-Year Meeting
- 2014 Meeting Dates

BOARD POLICIES

The Board discussed the development of a policy for applicants for licensure by endorsement. The policy would allow applicants whose practical nursing education did not meet the minimum clock hour requirements to be considered for licensure by reviewing practice hours in lieu of education hours.

EXECUTIVE SESSION

Ms. Hooper moved, Ms. Phipps seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §§43-1-2 (k); 43-1-19 (h); and 43-26-40, to deliberate on applications and enforcement matters and to receive information on applications, investigative cases and pending cases. The motion passed unanimously.

At the conclusion of Executive Session on Wednesday, December 16, 2013, Ms. Lockwood declared the meeting to be "open" pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

APPLICATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

Applicant E.R., #1825168 – Ms. Fletcher moved to write the applicant a letter requesting an outpatient MPE as a condition of the Board's consideration of the application. Results are to be reviewed by the Board. If warranted, refer to the Legal Services or Attorney General's Office for a consent agreement utilizing evaluation results and/or recommendations. If not warranted, proceed with licensure and close the case. Ms. Hooper seconded the motion and it carried unanimously.

Applicant M.M., #1788037 – Ms. Fletcher moved to request a personal appearance, require current criminal documentation, a letter of explanation for all unexplained charges and a letter from the treating physician stating that the applicant is physically able to practice. Ms. Phipps seconded the motion and it carried unanimously.

LEGAL SERVICES

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120175 – Ms. Phipps moved to uphold the previous motion from the October 9, 2013 board meeting. Ms. Hooper seconded the motion and it carried unanimously.

PERSONAL APPEARANCE

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI140072 – Ms. Phipps moved to rescind the previous motion from the October 9, 2013 board meeting and refer to the Attorney General's office for a hearing or private consent order to include two (2) years probation, quarterly reports (employer, aftercare and personal) and random drug screens once per month for the first year of probation and quarterly thereafter. Ms. Hooper seconded the motion and it carried unanimously.

INVESTIGATIVE INTERVIEWS

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI130018 – Ms. Hooper moved to request the respondent to submit a letter from current employer regarding the respondent's performance as a nurse since November 2009. Documentation must be submitted within thirty (30) days. Ms. Phipps seconded the motion and it carried unanimously.

LPNI120041 – Ms. Hooper moved to send a letter stating that the respondent must apply for reinstatement. Ms. Phipps seconded the motion and it carried unanimously.

LPNI120170 – Ms. Phipps moved to refer to the Attorney General's office for an indefinite suspension. The respondent may petition for restoration of licensure after twelve (12) months of documented sobriety, submission of an MPE to be completed by an addictionologist who is a physician and a statement from the treating physician stating that the respondent is physically able to practice. Ms. Hooper seconded the motion and it carried unanimously.

LPNI120112 – Ms. Phipps moved to rescind the previous motion from the October 9, 2013 board meeting, renew the license and refer to Legal Services for public consent order to include two (2) years probation, quarter reports (employer, aftercare and personal) and quarterly random drug screens. Ms. Hooper seconded the motion and it carried unanimously.

CONSENT AGREEMENTS/ORDERS –ATTORNEY GENERAL'S OFFICE

(LPNI = Licensed Practical Nurse Investigative Case Number)

Ms. Phipps moved to accept the Attorney General's status and activity report and to accept the following consent agreements/orders as prepared by the Attorney General's office and allow executive director to sign with express permission of the board chair:

Johnson, Tina Louise

Keesling, Jennifer Lunsford

Newhart, Stormy Jowers

Ms. Hooper seconded the motion and it carried unanimously.

LPNI110248 – Ms. Phipps moved to direct licensee to contact evaluating physician to obtain complete results or complete another MPE with a Board-approved physician. Ms. Hooper seconded the motion and it carried unanimously.

CONTINUANCE OF HEARING

The Board voted to continue the hearing for Ben Ellis Pitts from December 16, 2013 to February 12, 2014. The basis for the continuance was to allow legal service of the notice of hearing and matters asserted to be made upon the respondent.

VIOLATION OF CONSENT ORDER

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI130189 – Ms. Hooper moved to refer to the Attorney General's office for an indefinite suspension based on violation of consent order. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI120045 – Ms. Hooper moved to refer to the Attorney General's office for an indefinite suspension. Ms. Phipps seconded the motion and it carried unanimously.

COMPLAINT INVESTIGATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI140049 – Ms. Phipps moved to issue a mitigating letter requiring the respondent to complete courses in Patient Rights, Ethics and Professional Conduct. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI130210 – Ms. Fletcher moved to refer to the Attorney General's office. Ms. Hooper seconded the motion and it carried unanimously.

MENTAL/PHYSICAL EXAMINATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI130068 – Ms. Fletcher moved to refer to the Attorney General's office for a hearing or to Legal Services for a private consent order to include probation for four (4) years, substance abuse stipulations, two (2) years narcotic restrictions, quarterly reports (employer, aftercare and personal) and intensive outpatient substance abuse treatment by state accredited provider. Ms. Hooper seconded the motion and it carried unanimously.

2013-2015 RENEWAL APPLICATION REVIEW

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI140075 – Ms. Phipps moved to close the case with a Letter of Concern re: Criminal. The respondent must submit documentation of completion of criminal probation. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI070142 – Ms. Hooper moved to issue a mitigating letter requiring the respondent to complete courses in Patient Rights, Documentation and Professional Conduct. Ms. Phipps seconded the motion and it carried unanimously.

LPNI130182 – Ms. Phipps moved to close the case with a Letter of Concern re: Documentation and Substantial Care. Ms. Hooper seconded the motion and it carried unanimously.

LPNI140069 – Ms. Hooper moved to close the case with a Letter of Concern re: Documentation and Assessment. Ms. Hooper seconded the motion and it carried unanimously.

INVESTIGATIONS

(LPNI = Licensed Practical Nurse Investigative Case Number)

LPNI120170 – Ms. Fletcher moved to refer to Legal Services to order licensee to have an outpatient MPE. Results are to be reviewed by the Cognizant Board member and the Legal/Discipline Nurse Consultant. If warranted, refer to Legal Services or Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Phipps seconded the motion and it carried unanimously.

LPNI140019– Ms. Phipps moved to refer to Legal Services to order licensee to have an outpatient MPE and require licensee to submit a letter of explanation for arrest, arrest reports and certified copy of final court disposition. Results are to be reviewed by the Cognizant Board member and the Legal/Discipline Nurse Consultant. If warranted, refer to Legal Services or Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI140042 – Ms. Phipps moved to refer to the Attorney General's office for a hearing or to Legal Services for a public consent order tracking criminal probation to include quarterly probation reports, documentation of completion of probation, and a fine of \$250 for failure to disclose arrest and \$70.25 for investigative costs. Ms. Hooper seconded the motion and it carried unanimously.

LPNI140029 – Ms. Fletcher moved to issue a mitigating letter requiring the respondent to complete courses in Patient Rights, Ethics and Professional Accountability within thirty (30) days. If courses are not completed, refer to Legal Services for a private reprimand to require the courses in Patient Rights, Ethics and Professional Accountability. Ms. Phipps seconded the motion and it carried unanimously.

LPNI130199– Ms. Phipps moved to refer to Legal Services to order licensee to have an outpatient MPE. Results are to be reviewed by the Cognizant Board member and the Legal/Discipline Nurse Consultant. If warranted, refer to Legal Services or Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Fletcher seconded the motion and it carried unanimously

LPNI130059 – Ms. Phipps moved to close the case due to insufficient evidence and refer to the Department of Community Health. Ms. Hooper seconded the motion and it carried unanimously.

LPNI130081 – Ms. Phipps moved to close the case. Ms. Fletcher seconded the motion and it carried unanimously.

LPNI140025 – Ms. Phipps moved to refer to Legal Services to order licensee to have an outpatient MPE. Results are to be reviewed by the Cognizant Board member and the Legal/Discipline Nurse Consultant. If warranted, refer to Legal Services or Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Hooper seconded the motion and it carried unanimously

LPNI130085 – Ms. Phipps moved to refer to Legal Services to order licensee to have an expedited outpatient MPE. Results are to be reviewed by the Cognizant Board member and the Legal/Discipline Nurse Consultant. If warranted, refer to Legal Services or Attorney General's office for a hearing or consent order utilizing evaluation results and/or recommendations. If not warranted, close the case. Ms. Fletcher seconded the motion and it carried unanimously

LPNI140036 – Ms. Phipps moved to accept voluntary surrender and close the case. Ms. Hooper seconded the motion and it carried unanimously.

APPROVAL OF MINUTES

Ms. Phipps moved to approve the October 9, 2013 Executive Session board meeting minutes as presented. Ms. Hooper seconded the motion and it carried unanimously.

Ms. Phipps moved to approve the October 9, 2013 board meeting minutes as presented. Ms. Fletcher seconded the motion and it carried unanimously.

EDUCATION REPORT

Technical College System of Georgia Report

The Technical College System of Georgia notified the Board that Okefenokee Technical College and Altamaha Technical College will consolidate effective July 1, 2014.

NCLEX Reports

The following programs have a pass rate of less than 80% for the period of January 1, 2013 through October 7, 2013. The results reflect first time test takers only.

Bainbridge State College – 79.49%
Bauder College – 69.23%
Central Georgia Technical College – 77.33%

LEGAL/DISCIPLINE COGNIZANT CASES REPORT

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Hooper moved to ratify the Cognizant's recommendations from the following complaints:

| | | | | | | |
|------------|------------|------------|------------|------------|------------|------------|
| LPNI130210 | LPNI140011 | LPNI140017 | LPNI130172 | LPNI130046 | LPNI140020 | LPNI140023 |
| LPNI140032 | LPNI140047 | LPNI140022 | LPNI140059 | LPNI140068 | LPNI070142 | |

Ms. Phipps seconded the motion and it carried unanimously.

TERMINATION OF PROBATION BETWEEN MEETINGS

(LPNI=Licensed Practical Nurse Investigative Case Number)

Ms. Hooper moved to accept the petition for termination of the consent order/agreement for the following:

LPNI130017

Ms. Phipps seconded the motion and it carried unanimously.

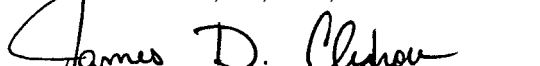
APPLICATION REVIEWS AND APPROVAL OF LICENSURE

Ms. Phipps moved, Ms. Hooper seconded and the Board voted to approve applications for licensure for the months of October 2013 through November 2013 that were determined, pursuant to Board approved guidelines, to have met licensure requirements.

There being no further business, the meeting adjourned at 3:30 p.m.



Kellie R. Lockwood, RN, MSN, **Chair**



James Cleghorn, **Executive Director**

Approved on February 12, 2014.